



STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260
October 30, 2009

LUCY BAXLEY, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

MEMORANDUM

TO: Commissioner Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

THRU: Judy McLean, Director *JMc*
Advisory Division

FROM: Aquilla Spivey, Manager *AS*
Consumer Services

SUBJECT: Monthly Commission Meeting

The following items will be presented to the Commission during the regular monthly meeting to be held on Tuesday November 3, 2009:

Monthly Activity Report of complaints, inquiries, meetings and field investigations.

Alabama Public Service Commission

Report Date: 10/30/2009

Consumer Service Section

Monthly Activity Report

Between 10/1/2009 And 10/31/2009

Utility Company Code	Needs Service	High Bills	Deposit	Service Problems	Payment Arrangement	Denied Toll	Slamming	Cramming	Billing Problems	Non-Pay Disconnect	900/Pay Per Call	No Jurisdiction	Other	Inquiries	Total
Alabama Power	3	4		3					10			1	5	48	74
Alagasco	1								3					16	20
Ardmore															
AT & T Southeast	1			26			1	2	17				2	14	63
Castleberry															
CenturyTel				1					1			1		2	5
Deltacom															
Farmers															
Floral															
Frontier															
Graceba															
Gulf															
Hayneville															
Knology of Valley															
MCI							1								1
Millry															
Mobile Gas Service														1	1
Mon-Cre															
Moundville															
National															
New Hope															
OTELCO															
Pine Belt															
Ragland															
Roanoke															
Sprint									1						1
TDS Telecom															
Union Springs															
Windstream															
Water Companies															
Local Resellers				2											2
Miscellaneous Inquiries															520
Misc Jurisdiction							4	11	8				1	11	35
900/Pay Per Call															
No Jurisdiction	1			4					3			1	2	7	18
Other															
Toll Resellers									2					1	3
TOTALS	6	4		36			6	13	45			3	10	100	743

Field Investigations - 2

Meetings Held/Attended - 1



STATE OF ALABAMA

ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

LUCY BAXLEY, PRESIDENT

JAN COOK, ASSOCIATE COMMISSIONER

SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER THOMAS JR.

SECRETARY

October 23, 2009

MEMORANDUM

**TO: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker**

**FROM: Janice M. Hamilton, Director
Energy Division**

SUBJECT: Agenda - November 3, 2009 Commission Meeting

The Energy Division will present the following items at the November 3, 2009 Commission Meeting.

NATURAL GAS

ALABAMA GAS CORPORATION

**Docket 18046 Division Report on Rate RSE as of September 30, 2009
and
18328**

MOBILE GAS SERVICE CORPORATION

Docket 28101 Division Report on Rate RSE as of September 30, 2009

ELECTRICITY

ALABAMA POWER COMPANY

Docket 18148; Division Report on Rate RSE and Rate ECR as of September 30, 2009
18117
and
18416

Docket U-4860 Petition for authority to (i) issue additional securities; (ii) incur obligations in connection with the issuance of industrial development revenue bonds; and (iii) borrow upon the issuance of promissory notes and commercial paper

Recommendation: Approval

Docket 24860 Petition seeking approval of proposed revisions to Rate LPS (Light and Power - Small)

Recommendation: Approval

Docket 24860 Petition seeking approval of proposed revisions to Rate FDE (Family Dwelling - Efficiency - Residential Service)

Recommendation: Approval

Docket U-4943 Petition seeking approval to authorize certain regulatory accounting treatments to address the expenditures associated with environmental activities relating to the testing and application of certain renewable technologies

Recommendation: Approval

**ALABAMA POWER COMPANY and SOUTHERN ELECTRIC GENERATING
COMPANY d/b/a SEGCo**

Docket U-4861 Petition for authority to (i) issue promissory notes, subordinated debentures, and other debt instruments, (ii) incur obligations in connection with the issuance of industrial development revenue bonds, (iii) borrow upon the issuance of promissory notes and commercial paper notes and (iv) assume obligations in connection with the issuance of promissory notes, subordinated debentures and other debt instruments

Recommendation: Approval

WASTEWATER

UTILITY MANAGEMENT, LLC

Docket 31187 Application to Modify Certificate of Financial Viability and to Add Smith Lake RV Resort to List of Wastewater Systems for Utility Management, LLC

Recommendation: Deny approval of this modification to Wastewater Management Entity Certificate of Financial Viability No. 31187 on the grounds of an incomplete application submittal.



STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

October 23, 2009

LUCY BAXLEY, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

MEMORANDUM

To: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

Through: Janice M. Hamilton, Director
Energy Division

From: Robert E. Reed, Manager
Natural Gas Section

Subject: Division Report on Rate RSE for Alabama Gas Corporation as of September 30, 2009

As part of the Division's monitoring function, the staff has developed the return on average common equity for Alabama Gas Corporation for the twelve months ending September 30, 2009.

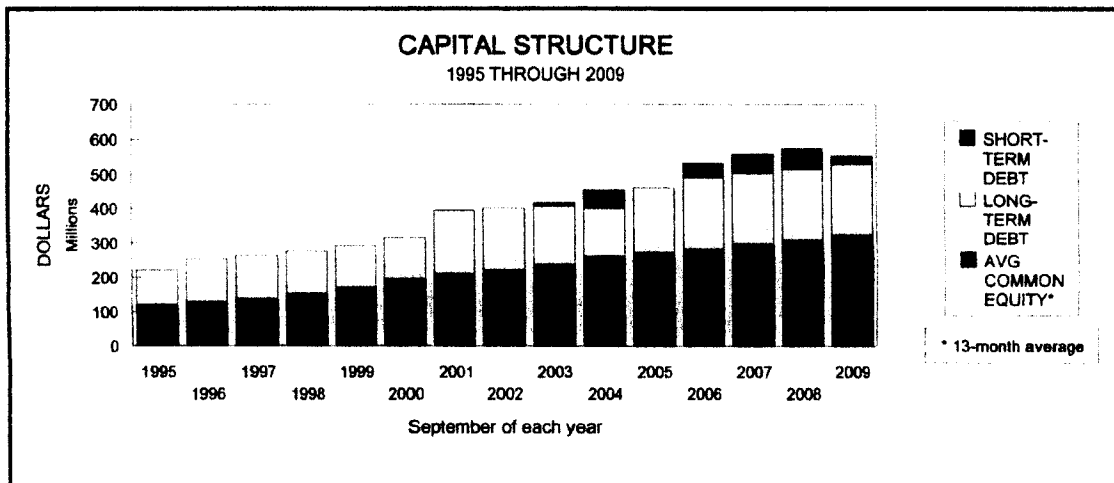
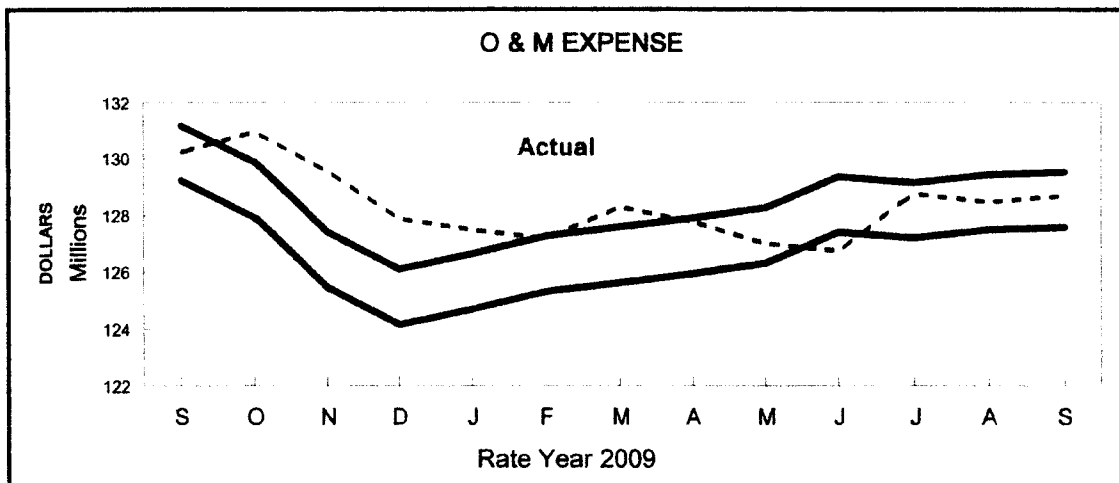
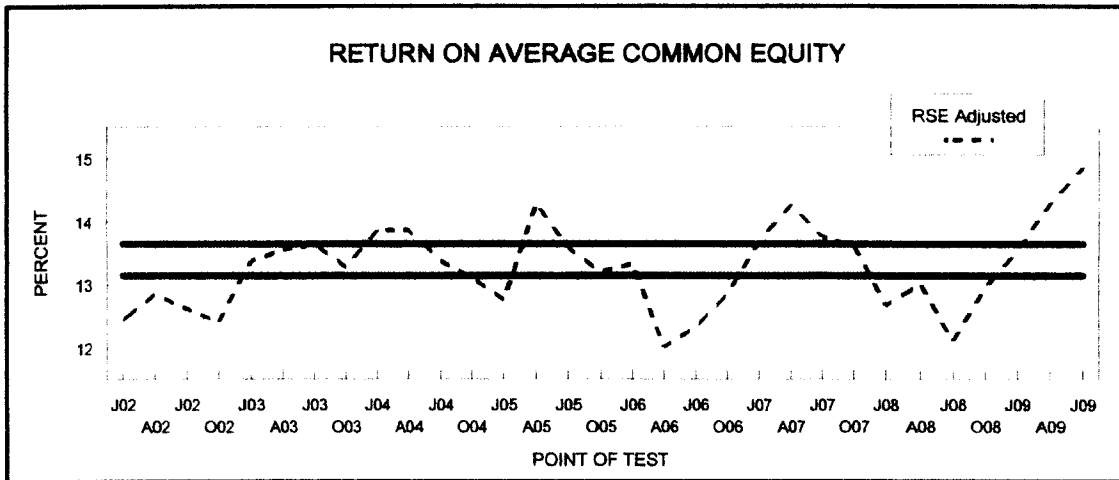
Based on preliminary figures, the return on average common equity for financial reporting purposes for the twelve months ending September 30, 2009, is 13.6 percent. When club dues, donations, and lobbying expenses are added, the RSE return is 13.7 percent. As the return was over the allowed range of 13.15% to 13.65%, rates will, in accordance with the RSE Tariff, be reduced effective December 1 to bring the return back to the midpoint of the range.

Return on Equity at September 30, 2009		
	Financial	RSE
Average Common Equity	\$323,465,058	\$323,465,058
Net Income	\$43,958,041	\$43,958,041
Net Expense Adjustment		\$377,520
RSE Net Income		\$44,335,561
RSE Return on Common Equity	13.59%	13.69%

Attachment:

ALABAMA GAS CORPORATION

September 2009





STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

October 23, 2009

LUCY BAXLEY, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

MEMORANDUM

To: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

Through: Janice M. Hamilton, Director
Energy Division

From: Robert E. Reed, Manager
Natural Gas Section

Subject: Division Report on Rate RSE for Mobile Gas Service Corporation as of September 30, 2009

As part of the Division's monitoring function, the staff has developed the return on average common equity for Mobile Gas Service Corporation for the twelve months ending September 30, 2009.

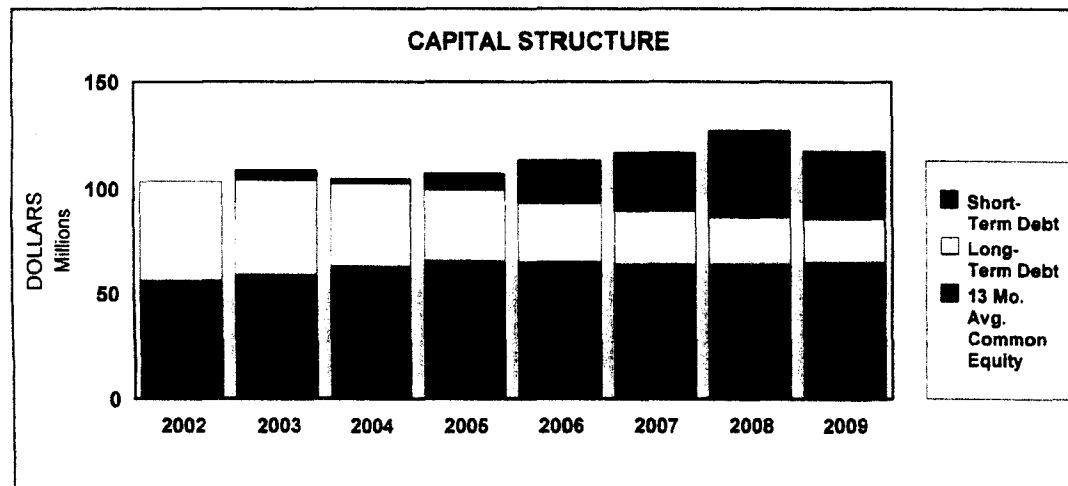
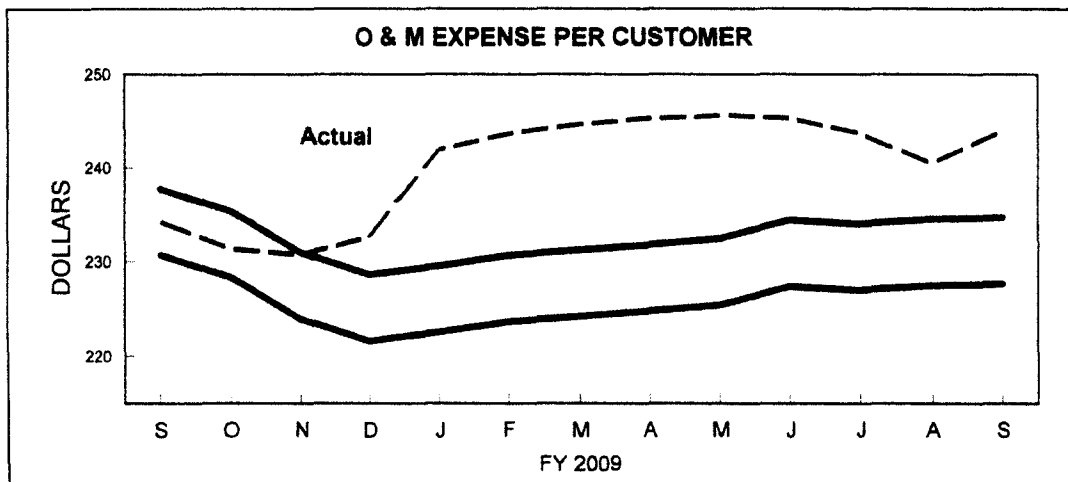
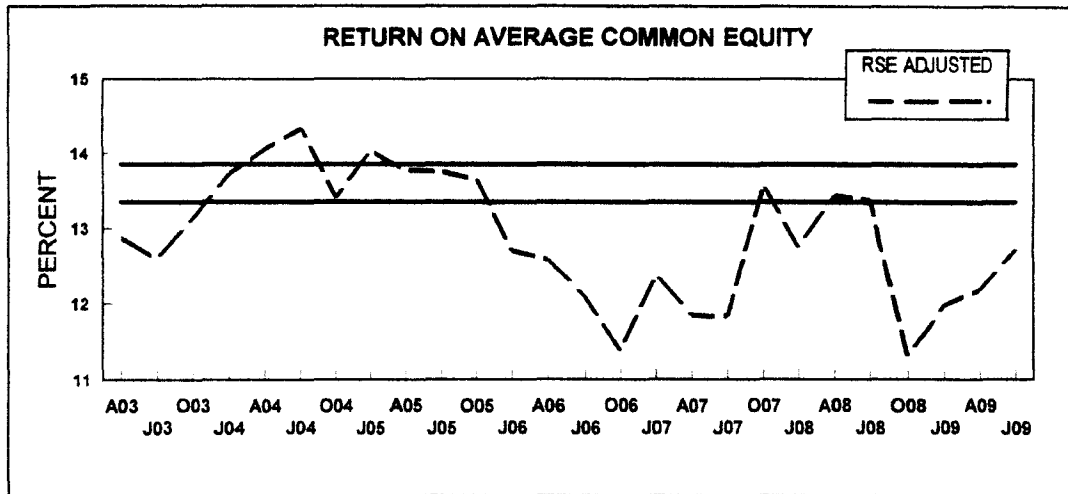
Based on preliminary figures, the return on average common equity for financial reporting purposes for the twelve months ending September 30, 2009, is 13.2 percent. When club dues, donations, and lobbying expenses are added, the RSE return is 13.4 percent.

Return on Equity at September 2009		
	Financial	RSE
Average Common Equity	\$64,182,358	\$64,182,358
Net Income	\$8,450,006	\$8,450,006
Net Expense Adjustment		\$140,963
RSE Net Income		\$8,590,969
RSE Return on Common Equity	13.17%	13.39%

Attachment:

MOBILE GAS SERVICE CORPORATION

September 2009





STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

October 22, 2009

LUCY BAXLEY, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
SUSAN D. PARKER, PHD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

MEMORANDUM

TO: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

FROM: Janice M. Hamilton, Director
Energy Division

SUBJECT: Division Report on Rate RSE and Rate ECR for Alabama Power Company as of
September 30, 2009.

The Energy Division performed the regular monthly examination of the books and records of Alabama Power Company. The financial highlights are presented in the tables below.

Rate RSE Forecast
12 Months Ending DECEMBER 31, 2009
12.02%

Rate ECR Summary	
Recovery for SEPTEMBER 2009	Balance as of SEPTEMBER 30, 2009
\$65,908,449 Over-Recovered	\$54,771,491 Over-Recovered

The attached report, prepared for review by the Commission, presents the Energy Division's computations and determinations of the December 2009 Retail Return on Average Common Equity. In addition, the current and projected status pertaining to the accumulated Over and Under Recovery for Rate ECR is presented.

ENERGY DIVISION

**Alabama Power Company
Forecast of Retail Return on Average Common Equity
For the 12 Months Ending December 31, 2009**

Common Equity as of September 30, 2009		\$5,212,276,928
Add Budgeted Net Income:		
October through December 2009	\$24,315,000	
Add Budgeted Capital Contributions:		
October through December 2009	\$141,647,000	
Add Other Adjustments:		
October through December 2009	<u>\$317,000</u>	\$166,279,000
Deduct Budgeted Stock Dividends:		
October through December 2009	<u>\$148,443,000</u>	<u>\$148,443,000</u>
<u>Projected Common Equity as of December 31, 2009</u>		<u>\$5,230,112,928</u>
Projected Average Common Equity For the 12 Months Ending December 31, 2009		\$5,017,640,963
Projected Retail Investment Separation Factor		88.70%
Projected Average Retail Common Equity For the 12 Months Ending December 31, 2009		\$4,450,647,534
Projected Retail Net Income For the 12 Months Ending December 31, 2009		\$534,822,623
Projected Retail Return On Average Common Equity For the 12 Months Ending December 31, 2009		12.02%

The Common Equity as of September 30, 2009 (Actual) was adjusted using net income, payment of Common Stock and Preferred Stock dividends, Capital Contributions, and Other Adjustments from the Company's 2009 budget. The average common equity is a 12-month average using actual and budgeted data. The average retail common equity (RCE) was calculated using an estimated retail separation factor of 88.70%. The retail net income (RNI) for average common equity was calculated by using actual data for the nine months ended September 30, 2009, and then adding three months of budget data for October through December 2009. The Other Adjustments added to projected common equity is the result of the Company adopting FASB Statement 123 (R), which requires the reporting of stock option expenses.

The Forecast is subject to change due to uncertainties associated with weather, customer usage patterns, and economic conditions across the state.

ENERGY DIVISION

Alabama Power Company
Forecast of Energy Cost Recovery
For the Period Ending December 31, 2009

	Energy Cost (\$/MWH)		ECR Seasonal Factor (\$/MWH)	Over/(Under) Recovery	
	Month	12 Months Ended		Month (\$)	Cumulative (\$)
JAN 08 Act	28.46	27.63	29.472	(188,721)	(280,053,856)
FEB 08 Act	25.27	27.56	29.472	23,607,986	(256,445,869)
MAR 08 Act	20.74	27.41	29.472	34,208,587	(222,237,282)
APR 08 Act	22.45	27.02	29.472	29,229,360	(193,007,922)
MAY 08 Act	24.11	26.79	29.472	12,325,990	(180,681,932)
JUN 08 Act	36.34	27.59	33.418	(24,664,734)	(205,346,666)
JUL 08 Act	37.78	28.72	33.418	(33,878,517)	(239,225,183)
AUG 08 Act	37.80	28.92	33.418	(18,318,995)	(257,544,178)
SEP 08 Act	43.80	30.51	33.418	(43,112,535)	(300,656,713)
OCT 08 Act	37.79	31.10	37.866	(6,656,296)	(307,313,009)
NOV 08 Act	41.92	32.16	37.866	(21,274,681)	(328,587,690)
DEC 08 Act	33.40	32.80	37.866	22,954,887	(305,632,803)
JAN 09 Act	32.14	33.13	37.866	17,588,864	(288,043,939)
FEB 09 Act	29.23	33.48	37.866	46,249,431	(241,794,508)
MAR 09 Act	23.72	33.80	37.866	52,791,864	(189,002,644)
APR 09 Act	27.98	34.27	37.866	30,703,964	(158,298,681)
MAY 09 Act	25.20	34.42	37.866	36,175,778	(122,122,904)
JUN 09 Act	34.09	34.19	40.242	20,010,617	(102,112,288)
JUL 09 Act	29.26	33.32	40.242	50,306,061	(51,806,227)
AUG 09 Act	31.82	32.72	40.242	40,669,269	(11,136,958)
SEP 09 Act	26.39	31.10	40.242	65,908,449	54,771,491
OCT 09 Bud	35.42	30.93	35.490	2,245,370	57,016,861
NOV 09 Bud	36.57	30.55	35.490	(5,934,080)	51,082,781
DEC 09 Bud	37.67	30.97	35.490	(15,705,490)	35,377,291

The estimates used in the above table are subject to change due to uncertainties associated with weather, customer usage patterns, and economic conditions across the state.



STATE OF ALABAMA

ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

LUCY BAXLEY, PRESIDENT

JAN COOK, ASSOCIATE COMMISSIONER

SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER THOMAS JR.

SECRETARY

October 30, 2009

MEMORANDUM

**TO: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker**

**FROM: Janice M. Hamilton, Director
Energy Division**

SUBJECT: Supplemental Agenda - November 3, 2009 Commission Meeting

The Energy Division will present the following items at the November 3, 2009 Commission Meeting.

WASTEWATER

CANAAN SYSTEMS, INC.

Docket U-4930 Withdrawal of Tariff for Canaan Systems, Inc.

Recommendation: Approval



STATE OF ALABAMA

ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

LUCY BAXLEY, PRESIDENT

JAN COOK, ASSOCIATE COMMISSIONER

SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER THOMAS JR.

SECRETARY

MEMORANDUM

DATE: October 21, 2009

TO: Commissioner Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

FROM: Darrell A. Baker *DAB*
Telecommunications Division

SUBJECT: Agenda for November 3, 2009 Commission Meeting.

The following items will be presented to the Commission during the regular November 3, 2009 Commission Meeting.

INTERCONNECTION AGREEMENT (S)

Docket U-4311 BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST and FAST PHONES, INC. -- Approval of the Interconnection Agreement negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Alabama and Fast Phones, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996. Recommend Approval.

Docket U-4942 BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST and ENTELEAGENT SOLUTIONS, INC. -- Approval of the Interconnection Agreement negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Alabama and Enteleagent Solutions, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996. Recommend Approval.

CANCELLATION/WITHDRAWAL (S)

Docket 26563 RELIANT COMMUNICATIONS, INC. -- Cancels Certificate of Public Convenience and Necessity and withdraws Tariff. (CLEC) Recommend Approval.

MISCELLANEOUS

Docket 30934 ALL TELECOMMUNICATIONS COMPANIES -- Registration of Third-Party Providers for Telecommunications Billings. Third-Party Providers and Billing Aggregators request approval of their registration with the Commission for purposes of including charges on the consumer bills of regulated telecommunications carriers.
Recommend Approval.

SUMMARY OF OTHER FILING (S)

D-6507 MCIMETRO ACCESS TRANSMISSION SERVICES, LLC d/b/a VERIZON ACCESS TRANSMISSION SERVICES -- Removes Voicemail as an Optional Feature under Local Residential Service. Filed September 28, 2009, with a requested effective date of September 30, 2009.

D-6508 KNOLOGY OF THE VALLEY, INC. d/b/a KNOLOGY -- Revises business services in the General Subscribers Services Tariff in accordance with the provisions of the Communication Reform Act of 2005, Public Act 2009-461, and Docket 29733. Increases Insufficient Check Funds Fee, Residential Reconnect Charge and Residential Service Order Charge. Reduces Business Reconnect Charge and Central Office Access Charge, and implements a Late Fee Service Charge. Filed September 25, 2009, with a requested effective date of September 26, 2009.

D-6509 VALLEY TELEPHONE CO., LLC d/b/a KNOLOGY -- Revises business services in the General Subscribers Services Tariff in accordance with the provisions of the Communication Reform Act of 2005, Public Act 2009-461, and Docket 29733. Increases Insufficient Check Funds Fee, Residential Reconnect Charge and Residential Service Order Charge. Reduces Business Reconnect Charge and Central Office Access Charge, and implements a Late Fee Service Charge. Filed September 25, 2009, with a requested effective date of September 26, 2009.

- D-6510 WINDSTREAM ALABAMA, LLC -- Adds general regulations describing the customer's responsibility for notifying the company when subscription to any of its services are to be paid for using funds from the American Recovery and Reinvestment Act of 2009 ("ARRA"). ARRA is an economic stimulus package enacted by Congress in February, 2009 and there are restrictions applicable to its use. Filed September 25, 2009, with a requested effective date of October 24, 2009.
- D-6511 DELTACOM, INC. -- Adds language limiting the toll free numbers provided at no additional charge with various business toll services and establishes a charge for acquiring additional toll free numbers. Filed October 6, 2009, with a requested effective date of October 8, 2009.
- D-6512 HAYNEVILLE TELEPHONE COMPANY -- Introduces Basic Plus, Advantage, Elite, and Max Bundles in accordance with provisions of Docket 25890, Price Flexibility Plan of the Alabama Telecommunications Regulation Plan. Filed October 14, 2009, with a requested effective date of October 21, 2009.
- D-6513 COMTEL TELCOM ASSETS, LP d/b/a EXCEL TELECOMMUNICATIONS -- Revises and grandfather's various residential Local Exchange Service options that are no longer subject to PSC jurisdiction in accordance with the provisions of the Communications Reform Act of 2005, Public Act 2009-461, and Docket 29733. Also introduces several basic local service plans. Filed October 8, 2009, with a requested effective date of October 9, 2009.
- D-6514 BIRCH TELECOM OF THE SOUTH, INC. d/b/a BIRCH COMMUNICATIONS -- Detariffs several Local Exchange Service options that are no longer subject to PSC jurisdiction in accordance with the provisions of the Communications Reform Act of 2005, Public Act 2009-461, and Docket 29733. Also introduces Cleartel and Lifeline Services. Filed October 1, 2009, with a requested effective date of November 1, 2009.
- D-6515 HAYNEVILLE TELEPHONE COMPANY -- Introduces General Terms and Conditions for the offering of Trial Services, Bundled Offerings, and Special Promotions in accordance with provisions of Docket 25980, Price Flexibility Plan of the Alabama Telecommunications Regulation Plan. Filed September 24, 2009, with requested effective date of October 8, 2009.



STATE OF ALABAMA

ALABAMA PUBLIC SERVICE COMMISSION

P.O. BOX 304260

MONTGOMERY, ALABAMA 36130-4260

LUCY BAXLEY, PRESIDENT

JAN COOK, ASSOCIATE COMMISSIONER

SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER THOMAS JR.

SECRETARY

MEMORANDUM

DATE: October 22, 2009

TO: Commission President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker
Division Directors

FROM: Legal Division

SUBJECT: Agenda - November 3, 2009 Commission Meeting

The Legal Division will present the following at the November 3, 2009 Commission Meeting:

DOCKET C-15690 (M) - Petition of James D. Logan, d/b/a LDM Trucking for approval of cargo self-insurance.

Recommend: Approval

DOCKET C-15576 (M) - Petition of Diamond Logistics, Inc. for reinstatement of Motor Carrier Certificate F2922 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET 31088 (M) - Petition of Hughes Transportation Service, LLC ("Hughes") for reinstatement of Motor Carrier Certificate 3821 which was revoked due to Hughes failure to timely file its tariff. Hughes has now filed its tariff with the Commission.

Recommend: Grant/Reinstatement

DOCKET 27935 (M) - Petition of B & M Trucking, LLC for cancellation of Motor Carrier Certificate F2293.

Recommend: Grant cancellation as requested

DOCKET C-15572 (G) - Petition of Charlotte J. Gentry, d/b/a C Trucking for reinstatement of Motor Carrier Certificate F3732 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET C-15412 (G) - Petition of Mark Dailey, d/b/a Workhorse Trucking for reinstatement of Motor Carrier Certificate F4099 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET C-15586 (G) - Petition of Richway Transportation Services, Inc. for reinstatement of Motor Carrier Certificate F4101 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET 31151 (G) - Petition of All American Telecom, Inc. for designation as an Eligible Telecommunications Carrier ("ETC") in the territory of BellSouth Telecommunications, Inc., d/b/a AT&T Alabama for purposes of the provision of Lifeline and Linkup Service.

Recommend: Grant

DOCKET 31016 (G) - Qwest Communications Corporation v. CenturyTel, Inc. The parties to this complaint proceeding submitted a Joint Stipulation of Dismissal reflecting each party's agreement to dismiss this matter with prejudice with each party to bear their own costs.

Recommend: Grant/Dismiss with Prejudice

DOCKET 31194 (G) - Application of Alliance Global Networks, LLC for approval to provide Telephone Toll Resale and Interexchange Telecommunications Services in the State of Alabama. A hearing was held in this matter with no party intervening. Staff did, however, participate in the hearing.

Recommend: Grant of application

DOCKET 17545 (G) - In re: Gas Pipeline Safety Rules Revision. No party submitted comments in response to the new Gas Pipeline Rules 7 (Annual Reporting) and 8 (Safety Related Condition Reports) proposed by the Gas Pipeline Safety Section which were published for comment.

Recommend: Adoption of Gas Pipeline Safety Rules 7 and 8 as proposed by the Gas Pipeline Safety Section



STATE OF ALABAMA

ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

LUCY BAXLEY, PRESIDENT

JAN COOK, ASSOCIATE COMMISSIONER

SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER THOMAS JR.

SECRETARY

MEMORANDUM

DATE: October 29, 2009

TO: Commission President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker
Division Directors

FROM: Legal Division

SUBJECT: Supplemental Agenda (1) - November 3, 2009 Commission Meeting

The Legal Division will present the following at the November 3, 2009 Commission Meeting:

DOCKET C-15691 (M) - Petition of Coney Ike Reed, d/b/a Ike Reed Hauling for approval of cargo self-insurance.

Recommend: Approval

DOCKET 25606 (M) - Petition of Prestigious Limousine Service, Inc. ("Prestigious") for an additional one-year suspension of authority under Motor Carrier Certificate 3552. Motor Carrier Certificate 3552 was previously suspended at the request of Prestigious by Commission Orders entered in this cause on August 20, 2007, and October 9, 2008.

Recommend: Grant additional one-year suspension.

DOCKET 31130 (G) - Motor carrier application of Lifestar Alternative Transportation Service, LLC for a certificate to operate as a common carrier of passengers in nonemergency medical service. Report and Recommended Order ("RRO") entered in this cause on October 8, 2009, recommended a partial grant of the authority sought. No Exceptions to the RRO were filed within 20 days from the date of service.

Recommend: Entry of an Order recognizing that the RRO entered in this cause became the Order of the Commission due to the fact that no Exceptions to the RRO were filed within the statutorily established timeframe of 20 days.

DOCKET 31221 (G) - Motor carrier application of Helping Hands Transport Service, Inc. for a certificate to transport passengers in nonemergency medical service. Two notices of intention to protest were filed with the Commission, but were withdrawn at the hearing upon acceptance of a restrictive amendment.

Recommend: Grant as restrictively amended.

DOCKET 25835 (G) - Petition of BellSouth Telecommunications, Inc., d/b/a AT&T Alabama ("AT&T") seeking relief from the fines AT&T would normally incur for reposting certain information that was originally posted in error pursuant to the Company's Service Quality Measurement Plan. AT&T asserts that the reposting fine of \$35,200.00 would be punitive in light of the fact that the coding error which caused the reposting did not negatively impact any party. Indeed, AT&T represents that all impacted CLECs received the appropriate payments due them under the Self Effectuating Enforcement Mechanism ("SEEM") Plan in place for AT&T. AT&T's request was put out for comment, but no party responded.

Recommend: Grant of AT&T's Petition to waive the fine in question.

DOCKET 31052 (G) - Show Cause proceeding for companies that failed to pay their Inspection and Supervision fees for 2008. Fiberlincs, LLC ("Fiberlincs") previously had its authority revoked in this proceeding, but has now paid its Inspection and Supervision fees and the associated fine for not previously paying in a timely manner. Fiberlincs accordingly seeks reinstatement of its operating authority.

Recommend: Grant reinstatement and dismiss Fiberlincs from this proceeding.